Reply to Office Action of February 17, 2006

AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of Claims:

1. (Currently Amended) A process for preparing a metered dose inhaler comprising a container closed with a metering valve, said metered dose inhaler containing a pharmaceutical composition suitable for inhalation by a patient, comprising the steps of:

preparing a pharmaceutical suspension formulation consisting essentially of a therapeutically effective amount of one or more particulate drugs a particulate drug sufficient to provide a plurality of therapeutically effective doses of the one or more drugs drug and a propellant selected from the group consisting of HFC 134a, HFC 227, and a mixture thereof, wherein said pharmaceutical suspension formulation contains no surfactant or less than an effective stabilizing amount of surfactant; and

providing said particulate one or more drugs drug and said propellant in said metered dose inhaler to prepare a metered dose inhaler containing said pharmaceutical composition.

- 2. (Original) The process of claim 1, wherein said metering valve contains a surfactant as a lubricant for the metering valve.
- 3. (Original) The process of claim 2, wherein said metering valve comprises a valve stem and said valve stem contains a surfactant as a lubricant for the valve stem.

3 of 11 GMM/las

Docket No.: 2801-0187P

Application No. 10/820,817
Art Unit 1615

Reply to Office Action of February 17, 2006

4. (Original) The process of claim 2, wherein a pharmaceutical suspension is first

prepared in bulk outside of said metered dose inhaler and then transferred to said metered dose

inhaler equipped with said metering valve using a valve to valve transfer method.

5. (Original) The process of claim 3, wherein a pharmaceutical suspension is first

prepared in bulk outside of said metered dose inhaler and then transferred to said metered dose

inhaler equipped with said metering valve using a valve to valve transfer method.

6. (Original) The process of claim 2, wherein said pharmaceutical suspension is provided

in a first container and is then transferred into said metered dose inhaler through said metering

valve.

7. (Original) The process of claim 1, wherein said pharmaceutical suspension is prepared

in said metered dose inhaler.

8-20. Canceled.

21. (New) The process of claim 1, wherein said drug is albuterol or a pharmaceutically

acceptable salt or solvate thereof.

22. (New) The process of claim 2, wherein said drug is albuterol or a pharmaceutically

acceptable salt or solvate thereof.

4 of 11 GMM/las

23. (New) The process of claim 3, wherein said drug is albuterol or a pharmaceutically acceptable salt or solvate thereof.

Docket No.: 2801-0187P

- 24. (New) The process of claim 4, wherein said drug is albuterol or a pharmaceutically acceptable salt or solvate thereof.
- 25. (New) The process of claim 5, wherein said drug is albuterol or a pharmaceutically acceptable salt or solvate thereof.
- 26. (New) The process of claim 6, wherein said drug is albuterol or a pharmaceutically acceptable salt or solvate thereof.
- 27. (New) The process of claim 7, wherein said drug is albuterol or a pharmaceutically acceptable salt or solvate thereof.
 - 28. (New) The process of claim 1, wherein said drug is albuterol sulfate.
 - 29. (New) The process of claim 2, wherein said drug is albuterol sulfate.
 - 30. (New) The process of claim 3, wherein said drug is albuterol sulfate.
 - 31. (New) The process of claim 4, wherein said drug is albuterol sulfate.

5 of 11 GMM/las

Docket No.: 2801-0187P

- 32. (New) The process of claim 5, wherein said drug is albuterol sulfate.
- 33. (New) The process of claim 6, wherein said drug is albuterol sulfate.
- 34. (New) The process of claim 7, wherein said drug is albuterol sulfate.
- 35. (New) The process of claim 28, wherein said propellant contains HFC 134a.
- 36. (New) The process of claim 29, wherein said propellant contains HFC 134a.
- 37. (New) The process of claim 30, wherein said propellant contains HFC 134a.
- 38. (New) The process of claim 31, wherein said propellant contains HFC 134a.
- 39. (New) The process of claim 32, wherein said propellant contains HFC 134a.
- 40. (New) The process of claim 33, wherein said propellant contains HFC 134a.
- 41. (New) The process of claim 34, wherein said propellant contains HFC 134a.

6 of 11 GMM/las